

DECLARATION, POWER OF ATTORNEY, AND PETITION

We, Dennis O'Brien, a citizen of the United States of America; having a residence and post office address of 5040 Bella Collina Street, Oceanside, California 92056; and Carl Yee, a citizen of the United States of America; having a residence and post office address of 2025 Felton Street, San Diego, California 92104; verily believe we are the original, first, and joint inventors of the subject matter of the invention or discovery entitled CUTTING BALLOON HAVING SHEATHED INCISING ELEMENTS, for which a patent is sought and which is described and claimed in the specification attached hereto; that we have reviewed and understand the contents of the above-identified specification, including the claims; and that we acknowledge the duty to disclose information which is material to the examination of this application in accordance with Section 1.56(a) of Title 37 of the Code of Federal Regulations.

We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

We hereby appoint as our attorneys NEIL K. NYDEGGER, Registration No. 30,202; MATTHEW K. HILLMAN, Registration No. 45,892; and WAYNE M. CHANCELLOR,

Registration No. 51,249 with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. All correspondence and telephonic communications should be directed to:

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Wherefore, we pray that a letters patent be granted to us for the invention or discovery described and claimed in the foregoing specification and claims, declaration, power of attorney, and this petition.

Signed at Riverside, California, this 12th day of November, 2003.  
San Diego, California, this 7th day of November, 2003.

Inventor Dennis O'Brien  
Dennis O'Brien  
5040 Bella Collina Street  
Oceanside, California 92056

Signed at San Diego, California, this 7th day of November, 2003.

Inventor Carl Yee  
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